

DT17 Rec'd PCT/PTO 30 SEP 2004

FORM PTO-1390  
(REV. 12-2001)

U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE

ATTORNEY'S DOCKET NUMBER

TRANSMITTAL LETTER TO THE UNITED STATES  
DESIGNATED/ELECTED OFFICE (DO/EO/US)  
CONCERNING A FILING UNDER 35 U.S.C. 371

4784/PCT

U.S. APPLICATION NO. (If known, see 37 CFR 1.55)  
not known as assignedINTERNATIONAL APPLICATION NO.  
PCT/JP03/04261INTERNATIONAL FILING DATE  
03 April 2003 (03.04.2003)PRIORITY DATE CLAIMED  
03 April 2002 (03.04.2002)

## TITLE OF INVENTION

Color Metallic Pigment and Resin Composition Containing Color Metallic Pigment

## APPLICANT(S) FOR DO/EO/US

Yoshiki HASHIZUME; Taro MORIMITSU

Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:

1. ☒ This is a **FIRST** submission of items concerning a filing under 35 U.S.C. 371.
2. ☐ This is a **SECOND** or **SUBSEQUENT** submission of items concerning a filing under 35 U.S.C. 371.
3. ☒ This is an express request to begin national examination procedures (35 U.S.C. 371(f)). The submission must include items (5), (6), (9) and (21) indicated below.
4. ☒ The US has been elected by the expiration of 19 months from the priority date (Article 31).
5. ☒ A copy of the International Application as filed (35 U.S.C. 371(c)(2))
  - a. ☐ is attached hereto (required only if not communicated by the International Bureau).
  - b. ☒ has been communicated by the International Bureau.
  - c. ☐ is not required, as the application was filed in the United States Receiving Office (RO/US).
6. ☒ An English language translation of the International Application as filed (35 U.S.C. 371(c)(2)). The Translation is accurate.
  - a. ☒ is attached hereto, along with Translator's Declaration.
  - b. ☐ has been previously submitted under 35 U.S.C. 154(d)(4).
7. ☒ Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3))
  - a. ☐ are attached hereto (required only if not communicated by the International Bureau).
  - b. ☐ have been communicated by the International Bureau.
  - c. ☐ have not been made; however, the time limit for making such amendments has NOT expired.
  - d. ☒ have not been made and will not be made.
8. ☐ An English language translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371 (c)(3)).
9. ☒ An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)), (3 pages);
10. ☒ An English language translation of the annexes of the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)).

## Items 11 to 20 below concern document(s) or information included:

11. ☒ An Information Disclosure Statement under 37 CFR 1.97 and 1.98, Form PTO-1449, copy of Int. Search Report- (Eng. Version); 18 references; 18 Eng. Abstracts.
12. ☒ An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.
13. ☒ A **FIRST** preliminary amendment.
14. ☐ A **SECOND** or **SUBSEQUENT** preliminary amendment.
15. ☐ A substitute specification.
16. ☐ A change of power of attorney and/or address letter.
17. ☒ Other items or information:
  - a. a return receipt postcard;
  - b. Form PTO-2038 to cover filing fee and fee for Assignment recordal.

USPS EXPRESS MAIL  
EV 511 024 032 US  
SEPTEMBER 30 2004

NOTE: The priority of Japanese Patent Application 2002-101656, filed in Japan on April 3, 2002 is claimed for the present Application under 35 U.S.C. §119.

NOTE: The entire disclosure of PCT International Application PCT/JP03/04261 is incorporated herein by reference.

NOTE: This Application has been assigned to: TOYO ALUMINIUM KABUSHIKI KAISHA of: 6-8, Kyutaro-machi 3-chome, Chuo-ku, Osaka-shi, Osaka, Japan. The Assignment is being submitted herewith for recordal.

NOTE: Please print the Assignee data with the Published Application.

Best Available Copy



U.S. APPLICATION NO. **10-510012**  
not known-to be assigned

NATIONAL APPLICATION NO.  
1/JP03/04261

ATTORNEY'S DOCKET NUMBER  
4784/PCT

21. ☒ The following fees are submitted:

CALCULATIONS PTO USE ONLY

**BASIC NATIONAL FEE (37 CFR 1.492 (a) (1) - (5)):**

Neither international preliminary examination fee (37 CFR 1.482)  
nor international search fee (37 CFR 1.445(a)(2)) paid to USPTO  
and International Search Report not prepared by the EPO or JPO. .... ~~\$1040.00~~

International preliminary examination fee (37 CFR 1.482) not paid to USPTO but International Search Report prepared by the EPO or JPO ..... ~~\$890.00~~

International preliminary examination fee (37 CFR 1.482) not paid to USPTO but international search fee (37 CFR 1.445(a)(2)) paid to USPTO ..... ~~\$740.00~~

International preliminary examination fee (37 CFR 1.482) paid to USPTO but all claims did not satisfy provisions of PCT Article 33(1)-(4) ..... ~~\$710.00~~

International preliminary examination fee (37 CFR 1.482) paid to USPTO and all claims satisfied provisions of PCT Article 33(1)-(4) ..... ~~\$100.00~~

**ENTER APPROPRIATE BASIC FEE AMOUNT =**

\$920.00

Surcharge of \$130.00 for furnishing the oath or declaration later than ☐ 20 ☐ 30 months from the earliest claimed priority date (37 CFR 1.492(e)).

\$ 0

CLAIMS	NUMBER FILED	NUMBER EXTRA	RATE
Total claims	11 - 20 =	0	x \$18.00
Independent claims	1 - 3 =	0	x \$84.00
MULTIPLE DEPENDENT CLAIM(S) (if applicable)			+ \$280.00
<b>TOTAL OF ABOVE CALCULATIONS =</b>			\$920.00
<input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27. The fees indicated above are reduced by 1/2.			\$ 0
<b>SUBTOTAL =</b>			\$920.00
Processing fee of \$130.00 for furnishing the English translation later than <input type="checkbox"/> 20 <input type="checkbox"/> 30 months from the earliest claimed priority date (37 CFR 1.492(f)).			\$ 0
<b>TOTAL NATIONAL FEE =</b>			\$920.00
Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40.00 per property +			\$ 40.00
<b>TOTAL FEES ENCLOSED =</b>			\$960.00
			Amount to be refunded: \$
			charged: \$

\$ 0

\$ 0

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\$920.00

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\$920.00

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\$920.00

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\$960.00

a. ☐ A check in the amount of \$ \_\_\_\_\_ to cover the above fees is enclosed.

b. ☐ Please charge my Deposit Account No. \_\_\_\_\_ in the amount of \$ \_\_\_\_\_ to cover the above fees. A duplicate copy of this sheet is enclosed.

c. ☒ The Commissioner is hereby authorized to charge any deficiency in or any additional fees which may be required, or credit any overpayment to Deposit Account No. 50-0507.

d. ☒ Fees are to be charged to a credit card. **WARNING:** Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

**NOTE:** Where an appropriate time limit under 37 CFR 1.494 or 1.495 has not been met, a petition to revive (37 CFR 1.137 (a) or (b)) must be filed and granted to restore the application to pending status.

The Power of Attorney and the Correspondence Address for this Application are to Customer No. 021553.

SIGNATURE

Walter F. Fasse - 09/30/04

NAME

36132

REGISTRATION NUMBER

USPS EXPRESS MAIL

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SEPTEMBER 30 2004